

NO JUDGE YET FOR ARMIGO ARRESTED FIFTH DISTRICT OF ARIZONA FOR KICKING DOWN DOOR

JUDGE NAVE'S NAME SENT TO
SENATE HAS BEEN WITHDRAWN

PEDRO PEREA ARRAIGNED
FOR ASSAULTING ONE CHAVES

Tucson, Ariz., Dec. 20.—A Washington special to the Citizen, in reply to a wire for information regarding a note in the Congressional Record to the effect that the name of Frederick S. Nave, for associate justice of the supreme court of Arizona had been sent to the senate and afterwards withdrawn, is as follows:

"The nomination of Judge Nave was withdrawn by the president last Wednesday, a few hours after it was sent to the senate. Charges were made against Judge Nave by Frank E. Heney, formerly attorney general of Arizona, who is now in high favor with the president as the successful prosecutor of the land frauds in Oregon. Mr. Heney's charges were based on the acts of Judge Nave as United States attorney for Arizona, and also in connection with a suit which Judge Nave brought as a private attorney against Dr. Chenoweth, of Nogales. It seems that Judge Nave performed some cursory legal services for Dr. Chenoweth in a mining deal, and when Dr. Chenoweth disposed of the property for a large sum Judge Nave put in a claim for \$5,000. Subsequently, when Dr. Chenoweth refused to pay, Judge Nave brought suit for \$25,000, and the jury before whom it was tried awarded him \$200. The record in this case was laid before the president by Mr. Heney, and also the record in a suit brought by Judge Nave against Colonel Richardson, of Santa Cruz county, and Ben Heney, of Cochise county.

Judge Nave was strongly indorsed by Chief Justice Kent, of Arizona, who is a personal friend of the president, and also by most of the members of the Arizona bar. It is regarded as probable here that he is now looking for some one to succeed him. Mr. Heney has had several interviews with the president, and it is suspected here that an invitation has been extended to him to recommend some Arizona lawyer to take Judge Nave's place.

Last fall Ben Heney and his partner, J. M. Molino, were engaged in a contract cutting wood on government land in the Huachuca mountains and selling it to the post at Huachuca. They were interfered with by a government inspector, and proceedings against them were begun. They were subsequently dropped, but afterwards were reviewed by United States Attorney Nave, who caused new indictments to be issued. Heney made a report of the affair to the department and nothing more was ever heard of it in this part of the country until now.

If it should turn out that the name of Judge Nave is permanently withdrawn in view of what happened to Judge Tucker, this new fifth judicial district might be called "The Fatal Succession."

ARIZONA JUDGE HOLDS THAT GAMBLING DEBT IS INVALID

Douglas, Ariz., Dec. 20.—Judge Fletcher M. Doan holds that a gambling debt in Arizona is invalid in a decision just handed down in the case of J. R. Tate, of Douglas, against Peter Johnson, of Bisbee. In this case a precedent was established regarding debts which are contracted by those who are wont to woo the fickle goddess at the faro layout, and it will serve as a guidance in similar cases which may arise in the future, or at least until the holdings of Judge Doan are reversed in the supreme court, which is very unlikely.

The question involved was whether or not a debt had been contracted. The court held that, whereas no money consideration had passed between the two, there was no debt, that Johnson had received faro chips or checks for his bank checks; that he did not receive value; therefore, and as a consequence, there was no debt.

In July, 1902 Johnson went into the Fishpond saloon at Bisbee, sat down to a faro table and began gambling. He lost and then began writing checks, which he did to the extent of \$1,700, for which he was given faro checks. He lost the entire amount, but stopped payment and Tate brought suit to recover.

NOTICE.
PARTIES INTERESTED IN THE JULIA MINE THAT REPRESENT AARON FLOREY'S INTERESTS LOCATED IN HELL CANYON DISTRICT, ARE REQUESTED TO COME FORWARD AND DO THE ASSESSMENT WORK FOR THE YEAR 1906.
BY—WILLIAM CHAPLIN.
d21 JOHN HARRIS.

The New Year.
Means new account books. Made to order in all styles of bindings and special cuttings to suit your business, by Mitchell & Lithgow, bookbinders, at the Journal office.

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If you need a carpenter telephone Hesseldein.

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YOUR DAUGHTER WILL BE PLEASED WITH A MANDOLIN OR GUITAR FOR CHRISTMAS. SEE LEONARD & LINDEMANN ABOUT IT.

Jesus Armijo is in the jails. He was arrested last evening charged with being drunk and disorderly and will appear at the bar of justice this morning where he will be given his just deserts. Jesus got very drunk last evening and upon arriving at the terrace at the corner of Broadway and Tijeras imagined he was at the portals of his own home. But he wasn't. He demanded admittance and being refused, kicked the door down. The neighbors telephoned the police and Officer George Highbarn took him under his tender care and escorted him to the Hotel d'Albuquerque, where he was assigned to quarters. Jesus has been a bad actor of late and he has devoted the major portion of his time to the imbibing of various kinds of liquor at the various thirteenth of the city. The police say that he has been needing it for a long time.

ASSAULT AND BATTERY CASE BEFORE OLD TOWN JUSTICE

The case of Perea against Jose de La Luz Chaves came up yesterday in the court of Justice of the Peace Jose Miguel Chaves in Old Albuquerque. This Pedro Perea, (in order to forestall any false impressions,) is not the insurance commissioner of New Mexico and well known republican politician, and as far as can be ascertained is no relation. But anyhow Pedro alleges that Jose de La Luz, or "Joe the Light," as he would be termed in Anglo-Saxon made a desperate and deadly attack on him with the intention of putting an end to his terrestrial career without unnecessary delay. The battle occurred in Old Town Sunday and witnesses say that the participants battered each other most enthusiastically before they were separated. Chaves is a resident of the new town and Perea of the old town. The defendant was unable to procure all his witnesses yesterday and the case was continued until this morning at 10 o'clock.

FINANCE AND COMMERCE

Wall Street.
New York, Dec. 20.—Under cover of further advance in certain issues which have recently been conspicuous for their strength, today's stock market was subjected to considerable liquidation in the form of profit-taking. Closing quotations:
Amalgamated Copper 95 1/2
Sugar 150 1/2
Anaconda 192 1/2
Atchafalaya 86 1/2
do preferred 104
New Jersey Central 220
Chenapeake & Ohio 180
St. Paul, preferred 104 1/2
Big Four 28 1/2
Colorado & Southern 67 1/2
do first preferred 47 1/2
do second preferred 46 1/2
Erie 102 1/2
Manhattan 120 1/2
Metropolitan 181 1/2
Missouri Pacific 149 1/2
New York Central 149 1/2
Pennsylvania 149 1/2
St. Louis & San Francisco, sec. 47
do preferred 65
Southern Pacific 97
Union Pacific 37 1/2
United States Steel 104 1/2
do preferred 92 1/2
Western Union 102 1/2
United States Bonds—
Refunding 2's, registered 102 1/2
do coupon 102 1/2
Refunding 3's, registered 102 1/2
do coupon 102 1/2
Old 4's, registered 102 1/2
do coupon 102 1/2

The Metals.
New York, Dec. 20.—Copper was 58 lower on spot in the English market with that position closing at £78 58, while futures were unchanged at £78 17s 6d. Locally the market was quiet and unchanged with lake and electrolytic quoted at \$18.50@19.00, and casting at \$18.12 1/2@18.62 1/2.

Lead was 2s 6d higher at £17 in London. The local market was quiet and unchanged with quotations ranging from \$5.35 to \$6.10.

Speaker was unchanged at £28 12s 6d in London, and at \$6.55@6.65 in the local market.

Silver, 65 1/2 c.
Mexican dollars, 50 1/2 c.

Chicago Board of Trade.
Chicago, Dec. 20.—Liberal primary receipts and a break in the price of corn were influential factors contributing to a weak wheat market here today. May wheat opened at 88 1/2 c. to 88 3/4 c, sold up to 88 3/4 c and declined to 87 1/2 c. Final quotations were at 87 1/2 c.

May corn opened at 44 1/2 c to 44 3/4 c, sold up to 44 1/2 c, and then declined to 44 1/4 c. Final quotations were at 44 1/4 c.

May oats opened at 32 1/2 c to 32 3/4 c, sold down to 31 3/4 c and closed at 31 3/4 c.

Chicago Livestock.
Chicago, Dec. 20.—Cattle receipts, 3,000; market, steady. Horses, \$3.50@4.40; western cows and heifers, \$1.50@4.90; stockers and feeders, \$2.50@4.50; Texas, \$3.50@4.30; westerns, \$3.50@4.75.

Sheep receipts, 2,000; market, steady. Sheep, \$4.00@5.75; lambs, \$4.75@7.60.

Kansas City Livestock.
Kansas City, Dec. 20.—Cattle receipts, 1,000, including 400 southern; market, steady. Native steers, \$3.75@6.20; southern steers, \$2.50@4.50; southern cows, \$2.00@3.25; native cows and heifers, \$2.00@4.80; stockers and feeders, \$2.75@4.60; bulls, \$2.25@4.00; calves, \$3.00@7.25; western cows, \$3.00@4.00.

Sheep receipts, 4,000; market, 10 cents lower. Muttons, \$4.50@5.00; lambs, \$5.50@7.50; range wethers, \$5.50@6.50; fed ewes, \$4.25@6.25.

St. Louis Wool.
St. Louis, Dec. 20.—Wool market, steady; unchanged.

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Everything furnished
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